

# UNITED STATES DISTRICT COURT

for

Eastern District of Washington

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Apr 22, 2019**

SEAN F. MCAVOY, CLERK

U.S.A. vs. Verastegui, Sonny Ray Marcus Docket No. 2:19CR00009-WFN-1

## **Petition for Action on Conditions of Pretrial Release**

COMES NOW Erik Carlson, PRETRIAL SERVICES OFFICER presenting an official report upon the conduct of defendant Sonny Ray Marcus Verastegui, who was placed under pretrial release supervision by the Honorable U.S. Magistrate Judge John T. Rodgers, sitting in the Court at Spokane, Washington, on the 15<sup>th</sup> day of February 2019, under the following conditions:

**Standard Condition #9:** Defendant shall refrain from the use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. § 802, unless prescribed by a licensed medical practitioner in conformance with Federal law. Defendant may not use or possess marijuana, regardless of whether Defendant has been authorized medical marijuana under state law.

**Additional Condition #27:** Prohibited Substance Testing: If random urinalysis testing is not done through a treatment program, random urinalysis testing shall be conducted through Pretrial Services, and shall not exceed six (6) times per month. Defendant shall submit to any method of testing required by the Pretrial Service Office for determining whether the defendant is using a prohibited substance. Such methods may be used with random frequency and include urine testing, the wearing of a sweat patch, a remote alcohol testing system, and/or any form of prohibited substance screening or testing. Defendant shall refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of prohibited substance testing.

### RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

**Violation #1:** Sonny Ray Marcus Verastegui is alleged to have ingested methamphetamine from April 3, through April 5, 2019.

On February 26, 2019, the undersigned officer reviewed the conditions of pretrial release supervision with Mr. Verastegui. Mr. Verastegui acknowledged an understanding of the conditions, which included standard condition #9.

On April 9, 2019, Mr. Verastegui contacted the undersigned officer and admitted that he had ingested methamphetamine. He agreed to meet with the undersigned officer the following day to provide more details and sign a substance abuse admission form.

On April 10, 2019, Mr. Verastegui met with the undersigned officer to discuss his recent use of methamphetamine. Mr. Verastegui admitted he used methamphetamine from April 3, through April 5, 2019. Subsequently, he signed a substance abuse admission form reflecting his use of methamphetamine on those dates.

**Violation #2:** Sonny Ray Verastegui is alleged to have failed to report for random drug testing on March 8, 2019.

On February 26, 2019, the undersigned officer reviewed the conditions of pretrial release supervision with Mr. Verastegui. He acknowledged an understanding of the conditions, which included additional condition #27.

Additionally, on February 26, 2019, the undersigned officer referred Mr. Verastegui to the phase urinalysis testing program at Pioneer Human Services (PHS). Mr. Verastegui was instructed to contact PHS on a daily basis to determine if he was required to submit to random drug testing.

On March 6, 2019, Mr. Verastegui failed to report for a random urinalysis at PHS.

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On March 8, 2019, Mr. Verastegui reported to the U.S. Probation Office and provided a urine specimen with negative results. He stated he failed to appear for random drug testing at PHS on March 6, 2019, due to calling the wrong telephone number. Mr. Verastegui confirmed he had the correct number to PHS on that date.

PRAYING THAT THE COURT WILL ORDER NO ACTION AT THIS TIME

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I declare under the penalty of perjury  
that the foregoing is true and correct.

Executed on: April 19, 2019

by s/Erik Carlson

Erik Carlson  
U.S. Pretrial Services Officer

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#### THE COURT ORDERS

- ☒ No Action
- ☐ The Issuance of a Warrant
- ☐ The Issuance of a Summons
- ☐ The incorporation of the violation(s) contained in this  
petition with the other violations pending before the  
Court.
- ☐ Defendant to appear before the Judge assigned to the case.
- ☐ Defendant to appear before the Magistrate Judge.
- ☐ Other



\_\_\_\_\_  
Signature of Judicial Officer

April 22, 2019

\_\_\_\_\_  
Date